

UNITED STATES DISTRICT COURT

for the
District of South Carolina

Joshua Lee Phillips,

Plaintiff

v.

Civil Action No. 1:13-cv-03078-TLW

Lieutenant Harold Scott; Sergeant Larry Cook;
Sergeant Travis Esterline; Officer Dwayne
Johnson; Warden Robert M Stevenson, III,*Defendants***JUDGMENT IN A CIVIL ACTION**The court has ordered that (*check one*):

☐ the plaintiff (*name*) _____ recover from the defendant (*name*) _____ the amount of _____ dollars (\$___), which includes prejudgment interest at the rate of ____ %, plus postjudgment interest at the rate of ____ %, along with costs.

☐ the plaintiff recover nothing, the action be dismissed on the merits, and the defendant (*name*) _____ recover costs from the plaintiff (*name*) _____.

☒ other: the plaintiff, Joshua Lee Phillips, shall take nothing of the defendants, Lieutenant Harold Scott, Sergeant Larry Cook, Sergeant Travis Esterline, Officer Dwayne Johnson, and Warden Robert M Stevenson, III, as to the complaint filed pursuant to 42 U.S.C. §1983 and this action is dismissed with prejudice for lack of prosecution and for failure to comply with this court's orders pursuant to Rule 41(b).

This action was (*check one*):

☐ tried by a jury, the Honorable _____ presiding, and the jury has rendered a verdict.

☐ tried by the Honorable _____ presiding, without a jury and the above decision was reached.

☒ decided by the Honorable Terry L. Wooten, Chief United States District Judge, adopting the Report and Recommendation set forth by the Honorable Shiva V. Hodges, United States Magistrate Judge, which recommended the dismissal of this action with prejudice.

Date: September 12, 2014

ROBIN L. BLUME, CLERK OF COURT

s/A. Buckingham

Signature of Clerk or Deputy Clerk